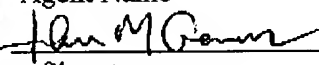


1103326-0250 (CON)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Depui, et al.  
Serial No. : 10/620,000  
Filed : July 14, 2003  
For : ORAL PHARMACEUTICAL DOSAGE FORMS  
COMPRISING A PROTON PUMP INHIBITOR  
AND A NSAID  
Examiner : Spear, J.  
Group Art Unit : 1615

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<b>CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8</b>	
I hereby certify that this paper is being facsimile-transmitted to the U.S. Patent and Trademark Office on 19 May 2004 at the facsimile number <u>703-872-9306</u> .	
John M. Genova	32,224
Agent Name	PTO Reg. No.
	<u>19 May 2004</u>
Signature	Date of Signature

**Mail Stop Amendment**  
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**ATTENTION: Examiner James Spear**  
**DATE: XXXXXXXXXXXX**  
**NUMBER OF PAGES: 4**  
**FAX NUMBER: 703-872-9306**

**INFORMATION DISCLOSURE STATEMENT  
BEFORE MAILING OF EITHER A FINAL ACTION  
OR NOTICE OF ALLOWANCE (37 C.F.R. §1.97(c))**

Sir:

Applicants submit this communication and the attached Form PTO/SB/08A in compliance with 37 C.F.R. §§1.56, 1.97 and 1.98. Consideration of each of the documents listed on Form PTO/SB/08A is respectfully requested.

Serial No. 10/620,000  
Docket No. 1103326-0250-CON  
Page 2 of 3

**Copies of Cited U.S. Patent Documents are Not Provided**

As announced in the Official Gazette of August 5, 2003, the requirement under 37 CFR 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC 371 after June 30, 2003 has been waived.

Accordingly, copies of any U.S. patents and/or published patent applications cited on the attached Form PTO/SB/08A are not provided with this Information Disclosure Statement.

**Time of Transmittal of Information Disclosure Statement**

This Information Disclosure Statement is being filed after three months of the filing date of this national application or the entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but before the mailing date of either:

- (1) a final action under §1.113 or
- (2) a notice of allowance under §1.311,

whichever occurs first.

**STATEMENT OR FEE**

Accompanying this Information Disclosure Statement is

- A. ☐ a statement as specified in 37 C.F.R. §1.97 (e).

**OR**

- B. ☒ the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00).

**FEE PAYMENT**

Applicant elects the option to pay the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00).

Serial No. 10/620,000  
Docket No. 1103326-0250-CON  
Page 3 of 3


**METHOD OF PAYMENT OF FEE**

- ☐ Attached is a check in the amount of \$ 180.00.
- ☒ Charge Account No. 23-1703 in the amount of \$ 180.00.

If any additional fees are due, please charge the fees to Account No. 23-1703.

Dated: 19 May 2004

Respectfully submitted,



John M. Genova  
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PTO/SB/08A (08-03)

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Substitute for form 1449/PTO		<b>Complete if Known</b>	
		Application Number	10/620,000
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)		Filing Date	July 14, 2003
		First Named Inventor	Depui et al.
		Art Unit	1615
		Examiner Name	James Spear
Sheet	1	of	1
		Attorney Docket Number	1103326-0250-CON

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages/Figures Appear
		US-5,518,730	05-11-0996	Fuisz	
		US-5,582,837	12-10-1996	Shell	
		US-5,651,987	07-29-1997	Fuisz	
		US-6,613,354-B2	09-02-2003	Depui et al.	

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T

Examiner Signature	Date Considered
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